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Attorneys for Plaintiff
THE BOARD OF TRUSTEES OF THE
LELAND STANFORD JUNIOR UNIVERSITY

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

THE BOARD OF TRUSTEES OF THE
LELAND STANFORD JUNIOR
UNIVERSITY,

Plaintiff,

vs.

Chiang Fang Chi-yi, an Individual; Chiang
Yo-mei, an Individual; Chiang Hsiao-chang,
an Individual; Chiang Tsai Hui-mei, an
Individual; Chiang Yo-sung, an Individual;
Chiang Yo-lan, an Individual; Chiang Yo-bo,
an Individual; Chiang Yo-chang, an
Individual; Chiang Yo-ching, an Individual;
Chungyan Chan, an Individual; and Academia
Historica, an entity of The Republic of China,

Defendants.

Case No.: CV13-04383-BLF-HRL

**STIPULATION AND ~~PROPOSED~~
ORDER EXTENDING TIME FOR CASE
MANAGEMENT STATEMENT AND
CONFERENCE
[Civ. L. Rule 6-2]**

Judge: The Honorable Beth Labson Freeman
Courtroom:

Complaint Filed: September 20, 2013

Trial Date: None

Case Management Conference: July 3, 2014

Plaintiff the Board of Trustees of the Leland Stanford Junior University ("Plaintiff")
and Defendants Chiang Fang Chi-yi, Chiang Tsai Hui-mei, Chiang Yo-sung, Chiang Yo-
lan, Chiang Yo-ching, Chiang Yo-mei (also known as Yo-mei Chiang), Chungyan Chan
and Academia Historica stipulate and agree and respectfully request that the Court reset the
date for the Case Management Statement and the Case Management Conference until a
sufficient time after the Court has ruled upon Plaintiff's Motion to File a Second Amended
Complaint (Dkt. 47) and all Defendants have been served and have had a proper time to file

1 a response to the Complaint. The parties do hereby stipulate to the following:

- 2 1. This case involves claims to the papers and diaries of Chiang Kai-shek and Chiang
3 Ching-kuo.
- 4 2. All but one of the purported claimants to this material resides outside of the United
5 States.
- 6 3. Presently the Case Management Conference is set for July 3, 2014 at 1:30 PM.
- 7 4. Presently one of the Defendants, Academia Historica, pursuant to a stipulation
8 approved by this Court, has until July 18, 2014 to respond to the First Amended
9 Complaint.
- 10 5. As of June 17, 2014, Plaintiff filed a motion to file a Second Amended Complaint to
11 add additional claimants to this Interpleader Action.
- 12 6. Plaintiff's motion to file a Second Amended Complaint has been scheduled to be
13 heard by this Court on August 14, 2014.
- 14 7. As such, all of the Defendants will not be served with the applicable pleadings
15 before that date and until well after the present date for the Case Management
16 Conference.
- 17 8. The presently served Defendants cannot adequately prepare for a Case Management
18 Conference until they know which persons or entities will be making a claim to all
19 or part of the Diaries and/or Papers which are the subject of this Action.
- 20 9. This Court has previously recognized the need for all Defendants to be served prior
21 to its holding of the Case Management Conference and thus delayed this Conference
22 once on its own Motion (*see* Dkt. 22) and once based upon the motion of Plaintiff
23 (*see* Dkt. 39) after this Court had *sua sponte* set a Case Management Conference
24 date upon re-assignment of this matter to its present Judge.
- 25 10. Plaintiff represents to this Court and to the other parties to this Stipulation that the
26 parties it now seeks to add to this Interpleader Action in its proposed Second
27 Amended Complaint had not filed any claim regarding the Diaries and/or other
28 Papers that are the subject of this Action with Plaintiff prior to the filing of the First
Amended Complaint and prior to the setting of the Case Management Conference

1 by this Court.

- 2 11. All parties believe that it is more efficient and time effective to have all claimants
3 before this Court at the time of the Case Management Conference and that justice
4 requires this in order for each Defendant to adequately prepare his, her or its
5 position on the various issues in a Case Management Conference Statement prior to
6 their filing of such.
- 7 12. Plaintiff further stipulates and agrees that subject to the approval of this court, no
8 Defendant needs to respond to the First Amended Complaint. Instead, presently
9 appearing counsel are each duly authorized to accept service of the Second
10 Amended Complaint. In order for all Defendants to adequately respond to the
11 Second Amended Complaint, Plaintiff and all represented Defendants agree that
12 each Defendant shall have 30 days from the date of service to respond to the Second
13 Amended Complaint.

14 Dated: June 18, 2014.

PILLSBURY WINTHROP SHAW PITTMAN LLP
MARK D. LITVACK
JAMES CHANG

16 By: /s/ Mark D. Litvack
17 MARK D. LITVACK
18 Attorneys for Plaintiff
19 THE BOARD OF TRUSTEES OF THE
LELAND STANFORD JUNIOR UNIVERSITY

20 Dated: June 18, 2014.

VENABLE LLP

21 By: /s/ Tamany Vinson Bentz
22 Ben D. Whitwell
23 Tamany Vinson Bentz
24 Attorneys for Defendant
Chiang Fang Chi-yi; Chiang Tsai Hui-mei; Chiang
Yu-sung; Chiang Yo-lan; Chiang Yo-bo; Chiang Yo-
chang; Chiang Yo-ching

25 Dated: June 18, 2014

MANATT, PHELPS & PHILLIPS LLP

26 By: /s/ Shari Mulrooney Wollman
27 Shari Mulrooney Wollman
28 Attorneys for Defendant
Chiang Yo-mei (a/k/a Yo-mei Chiang)

1 Dated: June 18, 2014

GREENAN, PEFFER, SALLANDER & LALLY LLP

2
3 By: /s/ Ed Romero

Edward Romero

4 Attorneys for Defendant

Academia Historica

5
6 Dated: June 18, 2014

By: /s/ Chungyan Chan

Defendant Chungyan Chan

ORDER


Having considered the Parties stipulation for an order resetting the date for the filing of the Joint Case Management Statement and the Case Management Conference, and finding good cause therefore:

It is HEREBY ORDERED that the date for filing the Joint Case Management Statement and the Joint Case Management Conference are hereby postponed and will be reset after this Court's ruling on Plaintiff's Motion to file a Second Amended Complaint.

It is FURTHER ORDERED that all Defendants need not respond to the First Amended Complaint at this time. Rather each Defendant shall have up to and including 30 days to respond to the applicable complaint after the Court's ruling on Plaintiff's motion to file a Second Amended Complaint and service thereof.

IT IS SO ORDERED.

Dated: June 25, 2014


BETH LABSON FREEMAN
United States District Judge